

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION**

FILED BY JE D.C.

05 DEC 12 AM 7:33

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W/D OF TN, MEMPHIS

**Julie L. Thomas****Plaintiff,****v.**

**Methodist Healthcare and Methodist  
Healthcare Memphis Hospitals, and  
Randall "Randy" Secrease**

**Defendants.****Case No. 03-2800-DP**


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**ORDER CONSOLIDATING CASES FOR TRIAL**

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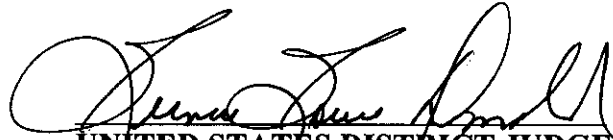
Pursuant to Rule 42(a) of the Federal Rules of Civil Procedure, the Court finds that common issues of law and fact are pending in Western District of Tennessee Case No. 03-2800 (Julie L. Thomas v. Methodist Healthcare and Methodist Healthcare Memphis Hospitals and Randall "Randy" Secrease) and Western District of Tennessee Case No. 03-2801 (Mary E. McNally v. Methodist Healthcare and Methodist Healthcare Memphis Hospitals and Randall "Randy" Secrease). The Court further finds that many of the same witnesses will be called to testify in each case. The Court also finds that many of the same exhibits will be introduced in each case. The Court also finds that the parties are represented by the same attorneys. Considerations of cost, expense, delay, judicial resources, and judicial economy outweigh any potential prejudice to the parties. Accordingly, the Court finds that the cases should be consolidated in a single trial on all issues. The Court notes that Defendants Methodist Healthcare and Methodist Healthcare Memphis Hospitals object to the Court's order of consolidation on the basis that the two cases do not present common factual and legal issues and

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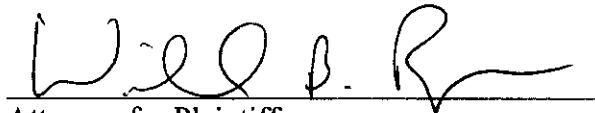
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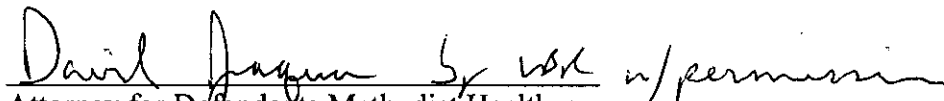
that the constitutional guaranty of a fair trial devoid of confusion and prejudice to the jury outweighs the necessity of avoiding the expense and delay of trying the cases individually.

IT IS SO ORDERED this the 9<sup>th</sup> day of December, 2005

  
UNITED STATES DISTRICT JUDGE

APPROVED:

  
Attorney for Plaintiff

  
Attorney for Defendants Methodist Healthcare  
And Methodist Healthcare Memphis Hospitals

MEMPHIS 184590v1



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Honorable Bernice Donald  
US DISTRICT COURT